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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/864,836	05/24/2001	Hideyuki Ishikawa	SHC0127	4999

7590

07/06/2004

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EXAMINER

REICHLER, KARIN M

ART UNIT	PAPER NUMBER
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3761

DATE MAILED: 07/06/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20040701

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

see attached communication

Karin M. Reichle
Primary Examiner
Art Unit: 3761

Response to Amendment

1. The reply filed on 4-8-04 and the two replies filed on 4-9-04, one of which appears to be a copy of the 4-8-response and is labeled as "CORRECTED RESPONSE" and the other of which is labeled as "SUPPLEMENTAL AMENDMENT", are not fully responsive to the prior Office Action because of the following omission(s) or matter(s): none of the three responses is compliant with 37 CFR 1.121 effective 7-30-03, see the last line of claim 1 in each. It is noted that the Examiner assumes that the 4-9-04 SUPPLEMENTAL AMENDMENT is the amendment Applicant intended as the response to be considered but for the noncompliant language. It is further noted that the parenthetical of claim 7 should be --(withdrawn)--. It is also noted that the substitute specification filed 10-17-03 is also not enterable because it is not a clean copy, see, e.g., page 3, line 2, is inaccurate, see, e.g., page 1, second full paragraph, last line and page 8, lines 6-11, and does not describe the invention as now claimed, e.g. shouldn't L1/D1, L2/D2 be described in the Summary, the Description and the abstract. Finally it is noted that the 12-03 preliminary amendment at claim 1, line 12, and thereby in each of the three amendments filed 4-04, was also not compliant with 37 CFR 1.121, i.e. "of" should be "with", see the 1-2003 amendment, or the change should be shown with appropriate underlining and strike through. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Art Unit: 3761

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Karin M. Reichle whose telephone number is (703) 308-2617. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Calvert can be reached on (703) 308-1025. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

K. M. Reichle
Karin M. Reichle
Primary Examiner
Art Unit 3761

KMR
July 1, 2004